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In re Application of SAITO et al :  
U.S. Application No.: 10/537,528 :  
PCT Application No.: PCT/JP03/10278 :  
Int. Filing Date: 13 August 2003 : COMMUNICATION  
Priority Date Claimed: 11 December 2002 :  
Attorney Docket No.: NAKAI-005US :  
For: CEMENT KILN CHLORINE/SULFUR :  
BYPASS SYSTEM :

This is in response to applicant's "Reply to Office Communication of June 26, 2006" filed 22 August 2006.

**BACKGROUND**

On 13 August 2003, applicant filed international application PCT/JP03/10278, which claimed priority of an earlier Japan application filed 11 December 2002. A copy of the international application was communicated to the USPTO from the International Bureau on 24 June 2004. The thirty-month period for paying the basic national fee in the United States expired on 13 June 2005 (11 June 2005 was a Saturday).

On 13 June 2005, applicant filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, the basic national fee required by 35 U.S.C. 371(c)(1).

On 30 November 2005, the DO/EO/US mailed a Notification of Missing Requirements Under 35 U.S.C. 371 (Form PCT/DO/EO/905), which indicated that an oath or declaration in compliance with 37 CFR 1.497 must be filed.

On 27 December 2005, applicant filed an executed declaration.

On 15 March 2006, the DO/EO/US mailed a Notification of Defective Response (Form PCT/DO/EO/916), which identified a discrepancy with respect to the first inventor's name.

On 27 March 2006, applicant filed a corrected declaration.

On 26 June 2006, this Office mailed a communication which stated that the 27 March 2006 declaration was improper.

On 24 July 2006, applicant filed an executed declaration.

On 25 July 2006, this Office mailed a communication which stated that the 24 July 2006 declaration was improper.

On 22 August 2006, applicant filed the present response, including an executed declaration.

### **DISCUSSION**

The declaration filed 22 August 2006 is in compliance with 37 CFR 1.497.

### **CONCLUSION**

The application has an International Filing Date under 35 U.S.C. 363 of 13 August 2003, and a date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) of 22 August 2006.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for further processing in accordance with this decision.



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